

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

GREAT WEST CASUALTY  
CO., a Nebraska Corporation,

*Plaintiff,*

**V.**

NATIONWIDE AGRIBUSINESS  
INSURANCE CO., an Iowa corporation,  
DEERPASS FARMS TRUCKING LLC 2,  
An Illinois limited liability company,  
ROBERT D. FISHER, and TIMOTHY A.  
BRENNAN, as Administrator of the  
Estate of Patrick J. Brennan, deceased,  
And CONSERV FS, INC., an Illinois corp.

*Defendants.*

No. 1:23-cv-02178

Hon. Matthew F. Kennelly

Hon. Maria Valdez

**PLAINTIFF'S NOTICE OF DISMISSAL PURSUANT TO FED. R. CIV. PRO. 41(a)**

NOW COMES the Plaintiff, GREAT WEST CASUALTY CO. (“Great West”), by and through its attorney, Robert J. Franco of FRANCO MORONEY BUENIK, LLC and pursuant to FEDERAL RULE OF CIVIL PROCEDURE 41(a), submits the following Notice of Dismissal:

PLEASE TAKE NOTICE: (*Check one*)

\_\_\_ This action is dismissed by the Plaintiff(s) in its entirety.

\_\_\_\_ The Counterclaim brought by Claimant(s) is dismissed by Claimant(s) in its entirety.

     The Cross-Claim brought by Claimants(s) is dismissed by the Claimant(s) in its entirety.

\_\_\_ The Third-party Claim brought by Claimant(s) is dismissed by the Claimant(s) in its entirety.

X **ONLY** Defendant(s) DEERPASS FARMS TRUCKING II, LLC and ROBERT D.

FISHER is/are dismissed from (*check one*) X Complaint,    Counterclaim,    Cross-claim,

Third-Party Claim brought by Plaintiff GREAT WEST CASUALTY CO.

The dismissal is made pursuant to F.R.Civ.P. 41(a).

Dated: May 30, 2023

**GREAT WEST CASUALTY CO.**

By: /s/ Robert J. Franco  
One of its Attorneys

Robert J. Franco  
FRANCO MORONEY BUENIK, LLC  
500 W. Madison St., Suite 3900  
Chicago, Illinois 60661  
P: (312) 466-1000  
[robert.franco@francomoroney.com](mailto:robert.franco@francomoroney.com)  
ARDC No. 6187971

**CERTIFICATE OF SERVICE**

I, Robert J. Franco, an attorney, being first duly sworn on oath, depose and say that I filed a copy of the above document with the Clerk of the Court using the CM/ECF system, on May 30, 2023 and served the document upon all attorneys of record via email on May 30, 2023.

*Counsel for Timothy A. Brennan*

Richard L. Turner, Jr.  
Turner Law Group  
107 W. Exchange Street  
Sycamore, IL 60178  
[rturner@turnerlaw.com](mailto:rturner@turnerlaw.com)  
[service@turnerlaw.com](mailto:service@turnerlaw.com)

*Counsel for Deerpass Farms Trucking LLC and Robert D. Fisher*

Kyle S. Blair  
Kralovec & Marquard, Chtd.  
55 Monroe Street, Suite 1000  
Chicago, IL 60603  
[kyleblair@kraloveclaw.com](mailto:kyleblair@kraloveclaw.com)

*Counsel for Nationwide Agribusiness Insurance Co.*

T. Allon Renfro  
Swanson, Martin & Bell, LLP  
330 N. Wabash Avenue, Suite 3300  
Chicago, IL 60611  
[trenfro@smbtrials.com](mailto:trenfro@smbtrials.com)

/s/ Robert J. Franco  
One of the Attorneys for Plaintiff,  
Great West Casualty Co.

Robert J. Franco  
FRANCO MORONEY BUENIK, LLC  
500 W. Madison St., Suite 3900  
Chicago, Illinois 60661  
P: (312) 469-1000  
[robert.franco@francomoroney.com](mailto:robert.franco@francomoroney.com)  
(ARDC no. 6187971)